



03-04-210

Patent

Attorney Docket No. 113P2/PCT3/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF MAILING

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Date of Deposit:

3/3/2010

Signature

Alan F Feeney

Printed name of person mailing correspondence

Applicant: DONG, Zheng Xin et al.,
Serial No.: 10/522,398
Patent No. 7,589,058
Filed: January 21, 2005
Issued: September 15, 2009
Title: GHRELIN ANLOGS

Art Unit: 1654
Examiner: GUPTA, Anish

TRANSMITTAL OF CERTIFICATE OF CORRECTION REQUEST, FEE TRANSMITTAL FORM and AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

ATTENTION: Certificate of Corrections Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir,

Patentees hereby request that a Certificate of Correction be issued in accordance with the attached request.

The errors sought to be corrected were made by the USPTO as well as by Patentees and all represent mistake of minor character or printing errors as shown below. The Office is authorized to charge the fee set forth in 37 C.F.R. §1.20(a) believed to be due in this request to our Deposit Account No. 50-0590. In the event that other charges or credits are due in the instant application, please apply such charges or credits to our Deposit Account No. 50-0590.

Certificate
MAR 08 2010
of Correction

03/04/2010 MBELETE1 00003030 500590 7500303

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Effective on 12/08/2004.

Pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2009☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 100.00**Complete if Known**

Application Number	10/522,398
Filing Date	January 21, 2005
First Named Inventor	DONG, Zheng Zin
Examiner Name	GUPTA, Anish
Art Unit	1654
Attorney Docket No.	113P2/PCT3/US

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 50-0590 Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, **except for the filing fee**☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
52	26

Each independent claim over 3 (including Reissues)

220	110
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Multiple dependent claims

390	195
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Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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_____ - 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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_____ - 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)Other (e.g., late filing surcharge): Certificate of Correction Fee 1.20(a) \$100.00**SUBMITTED BY**

Signature	<u>Pamela C Ball</u>	Registration No. (Attorney/Agent) 53,963	Telephone 774 396 6853
Name (Print/Type)	Pamela C Ball		Date March 1, 2010

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



REMARKS

Patentees respectfully request that a Certificate of Correction be issued to address a mistake of minor character appearing in claim 6 of U.S. Patent No. 7,589,058. Patentees submit that the error does not involve any change in U.S. Patent No. 7,589,058 which would constitute new matter and would not involve reexamination.

As issued, claim 9 (column 56, lines 52-55) reads:

9. (Previously presented) A compound according to the formula:
(des-Ser²)hGhrelin(1-28)-NH₂ or
(des-Gly¹, des-Ser²)hGhrelin(1-28)-NH₂, or a pharmaceutically acceptable salt thereof.

Patentees submit that claim 9 (column 56, lines 52-55) should read:

9. (Previously presented) A compound according to the formula:
(des-Ser²)hGhrelin(1-28)-NH₂ (SEQ ID NO:116) or
(des-Gly¹, des-Ser²)hGhrelin(1-28)-NH₂ (SEQ ID NO:116), or a pharmaceutically acceptable salt thereof.

Support for this correction is found in U.S. Patent No. 7,589,058 at column 17, lines 52-57 which indicate that the sequences of claim 9 have been assigned SEQ ID NO:116.

All other requests for correction detailed in the accompanying Request for Certificate of Correction were made in printing by the Patent and Trademark Office.

Patentees respectfully request entry of this Certificate of Correction to address these minor errors in the claims.

Respectfully submitted,

Dated: March 1 2010 By Pamela C Ball
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